

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

DONALD WESTGARD,

Petitioner,

v.

MARGARET GILBERT,

Respondent.

CASE NO. 16-cv-05334 RBL JRC

**ORDER ADOPTING REPORT
AND RECOMMENDATION**

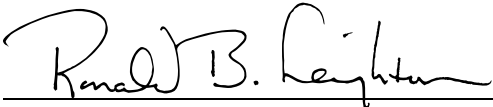
The Court, having reviewed the Report and Recommendation of Magistrate Judge J. Richard Creatura, objections to the Report and Recommendation, if any, and the remaining record, does hereby find and **ORDER:**

(1) The Court adopts the Report and Recommendation (Dkt. #10).

(2) Petitioner's Motion to Withdraw Petition without Prejudice (Dkt. #9) is

GRANTED, and the Petition for Writ of Habeas Corpus is DISMISSED without prejudice.

DATED this 30th day of August, 2016.



Ronald B. Leighton
United States District Judge